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Total Number of Pages in This Submission

3

Application Number

10/804,345

Filing Date

March 19, 2004

First Named Inventor

McMullan

Art Unit

3652

Examiner Name

Chin, Paul T.

Attorney Docket Number

MUT-102-A

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Interview Summary Under 37 CFR Section 1.122(b)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	Postcard
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Young Basile
Signature	
Printed name	Christopher A. Mitchell
Date	July 17, 2007
Reg. No.	40,729

CERTIFICATE OF TRANSMISSION/MAILING

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Signature	
Typed or printed name	Christopher A. Mitchell
Date	July 17, 2007

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McMULLAN

Serial No.: 10/804,345

Group No.: 3652

Filed: March 19, 2004

Examiner: Chin, Paul T.

For: HAND-HELD DEVICE FOR PICKING UP OBJECTS

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

INTERVIEW SUMMARY UNDER 37 CFR SECTION 1.133(b)

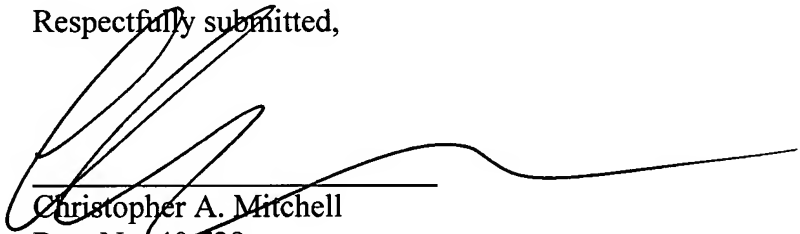
On 12 June 2007, Applicant's counsel and the examiner participated in a telephone interview at the behest of Applicant's counsel. Present during the interview were Christopher A. Mitchell and James L. Cox, attorneys of record for Applicant, and Examiner Paul Chin. Eric Lee, a summer clerk of Applicant's counsel's firm, was present during, but did not participate in, the interview. No exhibits were shown nor any demonstration conducted. However, reference was made to the drawings of the instant application as well as of the prior art identified below.

The aforementioned parties discussed the examiner's rejections of claims 13-15 under Section 102(e) in light of Hsu, US Pat. No. 6,739,636, of claim 16 under Section 103(a) in light of Hsu, *supra*, and of claims 17-21 under Section 103(a) in light of Voellmer, US Pat. No. 5,178,431. Respecting claims 13-16, Applicant's counsel pointed out that Hsu fails to teach a resilient pull member as recited in the base claim, but the examiner remained unpersuaded. Respecting claims 17-21, Applicant's counsel pointed out that the removable gripping portions of the claimed invention are not present in the

Voellmer reference, *supra*. The examiner noted that this assertion seemed persuasive, and asked Applicant's counsel to subsequently submit its assertions in these regards in written form for further consideration.

As indicated, agreement on the allowability of the claims was not reached.

Respectfully submitted,



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